U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL **APPLICATION -- FILING DATE GRANTED**

Docket Number: 11411/110

Application Number	
09/775.431	

Filing Date Feb. 1, 2001 Not Yet Assigned

Art Unit

Invention Title

ALPHA LIPOIC ACID BASED FOOD SUPPLEMENT FOR INCREASING LEAN MUSCLE MASS AND **STRENGTH**

Inventor(s)

Paul GARDINER et al.

Address to:

Assistant Commissioner for Patents Box: Missing Parts

Washington D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

Date: 5/11/01

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find a Declaration and Power of Attorney signed by the inventors. A copy of the Notice to File Missing Parts of Application dated March 12, 2001, is enclosed.

Applicant is entitled to Small Entity status.

- The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) 1. surcharge fee of \$65.00 to the deposit account of Kenyon & Kenyon, deposit account number 11-0600.
- The Commissioner is also authorized to charge any additional fees or credit any 2. overpayment to the deposit account of Kenyon & Kenyon, Deposit account No. 11-0600.
- A duplicate copy of this sheet is enclosed. 3.

Dated: 5/11/01

KENYON & KENYON

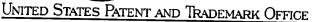
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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/775,431

KENYON & KENYON

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02/01/2001

Paul T. Gardiner

11411/110

CONFIRMATION NO. 7031

FORMALITIES LETTER

OCC00000008847833

OC000000005847832

Date Mailed: 03/12/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- · The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/18/2001 SMINASS1 00000013 110600 09775431 Sale Ref: 00000015 DAH: 110600 09775421 01 FC:205 65.00 CH